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Atorneys for Defendants FREDERICK'S OF HOLLYWOOD STORES, INC., FREDERICK'S OF HOLLYWOOD, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ZACHARY HILE, on behalf of himself and all others similarly situated,

CASE NO. C07-0715 SC

Plaintiff,

V.

FREDERICK'S OF HOLLYWOOD STORES,
INC., FREDERICK'S OF HOLLYWOOD,
INC.,

**NOTICE OF INDIVIDUAL SETTLEMENT
AND JOINT STIPULATION FOR
DISMISSAL; [PROPOSED] ORDER**

Defendants.

Plaintiff Zachary Hile (“Plaintiff”), and Defendants Frederick's of Hollywood Stores, Inc., Frederick's of Hollywood, Inc. (“Defendant” or “Frederick's”) respectively provide this Joint Stipulation and Notice of Individual Settlement, and state that the Plaintiff and Defendant have stipulated and agreed as follows:

1. Plaintiff has agreed to settle his individual claims against Defendant in the above-styled cause, and to dismiss his case against Defendant with prejudice. Plaintiff has not dismissed an action against Defendant based on or including the same claims as those presented in this action.

2. The Court denied Plaintiff's Motion for Class Certification so no class will be certified.

1 3. Because no class has been certified, under Rule 23, Fed.R.Civ.P., the Court
2 need not review and approve the settlement of Plaintiff's individual claims.

3 4. Counsel for Plaintiff have not been contacted by any absent class member.

4 To the Parties' knowledge, no absent class member has relied on the filing of this
5 action as the basis for postponing any legal action of his or her own.

6

7 WHEREFORE, the Parties jointly request the Court enter an order and judgment
8 dismissing the individual claims of Plaintiff with prejudice, declaring moot any pending deadlines
9 and motions, and closing this case.

10

11 DATED: January 18, 2008

JEFFER, MANGELS, BUTLER & MARMARO LLP
MICHAEL J. HASSEN

13

14 By: /s/ MICHAEL J. HASSEN
MICHAEL J. HASSEN

15 Attorneys for Defendants FREDERICK'S OF
16 HOLLYWOOD STORES, INC., FREDERICK'S OF
HOLLYWOOD, INC.

17

18 DATED: January 18, 2008

KELLER GROVER LLP

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21 By: /s/ ERIC A. GROVER
ERIC A. GROVER

22 Attorneys for Plaintiff ZACHARY HILE

ORDER

Based on the stipulation of the Parties, and good cause appearing:

IT IS HEREBY ORDERED AND ADJUDGED that:

1. The individual claims of Plaintiff in the above-styled action are dismissed with prejudice;

4. The Clerk of the Court is hereby instructed to close the case.

DATED: 1/22/08

